



**BURSTEIN**  
A World of Invention

December 5, 2002

VIA FIRST CLASS MAIL

INITIAL PATENT EXAMINATION DIVISION  
U.S. Patent and Trademark Office  
Box Sequence, P.O. Box 2327  
Arlington, VA 22202

Re: U.S. Patent Application No. 10/038,297  
Entitled: DUAL BEAD ASSAYS INCLUDING COVALENT LINKAGES FOR  
IMPROVED SPECIFICITY AND RELATED OPTICAL ANALYSIS DISCS  
Inventors: Phan, et al.  
Our File No.: BTI2 00103501(USP2)US


Dear Sir:

Enclosed for filing in the above-referenced application are the following documents:

1. Cover Letter
2. Response to Notice to Comply
3. Sequence Listing in paper form (1 page)
4. Sequence Listing on diskette (CRF)
5. Return Copy of Notice
6. Authorization of Agent
7. Certificate of First Class Mail dated December 5, 2002
8. Return Postcard

Please date stamp the enclosed return postcard indicating receipt of the above-listed items and return same by regular mail.

Very truly yours,

  
Ramon Valencia  
Patent Agent  
Reg. No. 50,309

Enclosures

I Certify that this document was submitted to the U.S.  
Patent and Trademark Office using U.S. First Class  
Mail under 37 CFR § 1.8 on December 5, 2002

Jacquelyn Campbell  
Print Name

  
Signature

RV:jc

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Burststein Technologies, Inc.  
163 Technology Drive • Irvine, California 92618  
Tel: (949) 453-1800 • Fax: (949) 453-1818 • www.bursteintech.com

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re the application of  
Phan, et al.

Serial No: 10/038,297

Filed: January 4, 2002

For: DUAL BEAD ASSAYS  
INCLUDING COVALENT LINKAGES  
FOR IMPROVED SPECIFICITY AND  
RELATED OPTICAL ANALYSIS  
DISCS

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Art Unit: 1645

Examiner: To be assigned

Attorney Docket No.:  
BTI2 00103501(USP2)US

**RESPONSE TO NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT  
APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID  
SEQUENCE DISCLOSURES UNDER 37 CFR 1.821-1.825**

INITIAL PATENT EXAMINATION DIVISION  
U.S Patent and Trademark Office  
Box Sequence, P.O. Box 2327  
Arlington, VA 22202

I Certify that this document was submitted to the U.S.  
Patent and Trademark Office using U.S. First Class Mail  
under 37 C.F.R. § 1.8 on December 5, 2002

Jacquelyn Campbell  
Print Name

*Jacquelyn Campbell*  
Signature

Sir:

In response to the Notice to Comply mailed on November 1, 2002, Applicant respectfully submits herewith a Sequence Listing as indicated. Applicant requests that the Sequence Listing be entered accordingly.


Applicant also respectfully submits herewith 1 sheet of a paper copy of the Sequence Listing under 37 C.F.R. 1.821(c) and a Computer Readable Form of same in accordance with 37 C.F.R. 1.824. The Sequence Listing information recorded in the computer readable form is identical to the written Sequence Listing in the paper copy. Applicant request that these copies of the Sequence Listing be entered accordingly.

A copy of the original Notice to Comply is also attached hereto.

Applicant believes that no fee is required for filing this communication. The Commissioner is, however, hereby authorized to charge or credit any fees connected with this communication to Deposit Account No. 50-1781.

Respectfully submitted,

Date: 12/5/2002

  
Ramon Valencia  
Reg. No. 50,309

BURSTEIN TECHNOLOGIES, INC.  
163 Technology Drive, Suite 200  
Irvine, CA 92618  
(949) 453-1800

RV:jc

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:  
Phan, et al.

Serial No: 10/038,297

Filed: January 4, 2002

For: DUAL BEAD ASAYS INCLUDING  
COVALENT LINKAGES FOR IMPROVED  
SPECIFICITY AND RELATED OPTICAL  
ANALYSIS DISCS

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Art Unit: 1645

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BTI2 00103501(USP2)US

INITIAL PATENT EXAMINATION DIVISION  
U.S Patent and Trademark Office  
Box Sequence, P.O. Box 2327  
Arlington, VA 22202

Sir:

**COMMUNICATION  
AUTHORIZATION OF AGENT**

Please recognize Ramoncito Magpantay Valencia, Registration No. 50,309 of BURSTEIN TECHNOLOGIES, INC, 163 Technology Drive, Suite 200, Irvine, CA 92618 as patent agent in the further prosecution of the above-identified application.

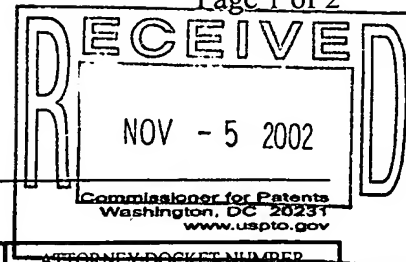
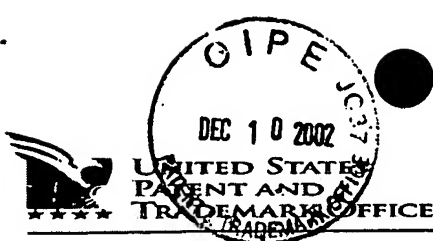
Applicant believes that no fee is required for filing this communication. The Commissioner is, however, hereby authorized to charge or credit any fees connected with this communication to Deposit Account No. 50-1781.

Respectfully submitted,

Date: 5 Dec 02

Donald Bollella  
Registration No. 35,451

BURSTEIN TECHNOLOGIES, INC.  
LEGAL DEPARTMENT  
163 Technology Drive, Suite 200  
Irvine, California 92618  
Telephone: (949) 453-1800



APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/038,297	01/04/2002	Brigitte Chau Phan	111465-123

CONFIRMATION NO. 8429

Donald Bollella, Esq.  
LEGAL DEPARTMENT  
Burstein Technologies, Inc.  
163 Technology Drive Suite 200  
Irvine, CA 92618

## FORMALITIES LETTER



\*OC000000009049353\*

Date Mailed: 11/01/2002

**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS  
CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE  
DISCLOSURES**

*Filing Date Granted*

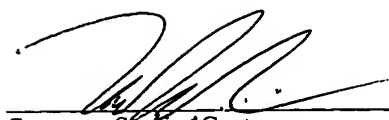
Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

**For questions regarding compliance to these requirements, please contact:**

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

*A copy of this notice **MUST** be returned with the reply.*

A handwritten signature in black ink, consisting of stylized, overlapping loops and strokes, positioned above a horizontal line.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE